

# **MICHIGAN DOMESTIC VIOLENCE PREVENTION AND TREATMENT BOARD**

## **MEETING MINUTES September 28, 2004**

**\*\*\* APPROVED – December 3, 2004 \*\*\***

### **Members Present:**

The Honorable Amy Krause, Chair  
Gwendolyn Brown  
Shirley Mann Gray  
Mary Beth Kur  
Lore Rogers

### **Staff Present:**

Debi Cain, Executive Director  
Debbie Felder-Smith  
Penny Hackett-Evans  
Shelia Hankins

Mary Lovik  
Barbara Mills  
Carri Phillips  
Karen Porter

### **Guests:**

Gilda Allen, Becky Garland, Melanie Herra, Linda Hutchinson, Mary Lee Lord, Mickie Novorolsly, Cheryl Oswald, Aimee Sandula, and Christine Sears, all from the Women's Resource Center of Grand Traverse Area (Traverse City)  
Rhoda Hacker, River House (Grayling)

### **Welcome and Introductions**

The September 28, 2004 Michigan Domestic Violence Prevention and Treatment Board (MDVPTB) meeting at the Great Wolf Lodge in Traverse City, MI, convened at 1:00 p.m. Introductions were made and a welcome extended to guests.

### **BOARD CONSENT**

Review of agenda, approval of June 18, 2004 Board meeting minutes.

**MOTION: Moved by M. Beth Kur to approve the September 28, 2004 agenda. Seconded by L. Rogers. Motion carried.**

**MOTION: Moved by M. Beth Kur to approve the meeting minutes from June 18, 2004. Seconded by L. Rogers. Motion carried.**

### **CHAIR'S REPORT**

A. Krause reported that the Symposium honoring the 10<sup>th</sup> Anniversary of the Violence Against Women Act

held in Washington D.C. earlier in the month went very well.

The proposed Board meeting schedule for 2005 was finalized. The meeting dates will be scheduled for Friday, February 11; Friday, May 20; Mon/Tues., September 26-27; and Monday, December 5.

### **The Governance Process: Governing Style, Board Job Description, Annual Board Planning Cycle**

The Board reviewed the policies. It was suggested that the last part of the first sentence of the Board Job Description policy be changed from “and in determining and demanding appropriate organizational performance.” to read “and to determine and demand appropriate organizational performance.”

**MOTION: Moved by L. Rogers to accept and approve the policies with the suggested change to the Board Job Description policy, and with the agreement that the policies be reviewed and revised to reflect more positive language over the course of the year. Seconded by M. Beth Kur. Motion carried.**

### **Executive Limitations: General Executive Constraint, Budgeting, State Policy Leadership**

The Board reviewed and approved the reports.

**MOTION: Moved by S. Mann Gray to accept the Executive Director’s report, and to approve the 2005 budget and draft 2006 budget, with the 2006 budget to be finalized in September 2005. Seconded by G. Brown. Motion carried.**

### **EXECUTIVE DIRECTOR’S REPORT – GENERAL OVERVIEW OF WORK TO DATE**

D. Cain announced that October 1 is the beginning of Domestic Violence Awareness Month. There will be informational and educational activities throughout the month. A summary of MDVPTB activities was distributed to the Board.

The next MDVPTB e-report will be distributed this week.

### **Legislative Report:**

M. Lovik provided an update on HB5949 that proposes replacement of the term “custody” in the child custody act. A workgroup was formed by Representative Howell to address this issue, and continues to meet. After extensive discussion a motion was proposed.

**MOTION: Moved by L. Rogers to authorize MDVPTB staff to communicate the Board’s position to Representative Howell that it opposes the current proposition due to its lack of specific language; due to the global ramifications of this bill; and concern that the current workgroup process does not provide sufficient time to allow input from all key stakeholders. Seconded by S. Mann Gray. Motion carried.**

Discussed HB5006, HB5276, HB5277, and HB5278, which would permit a healthcare provider or healthcare facility to refuse to provide or participate in healthcare services that violate an ethical, moral, or religious principle reflected in their articles of incorporation, bylaws, or adopted mission statement. It would also allow health insurers and HMO’s to refuse to offer or provide the benefits to cover such services.

**MOTION: Moved by S. Mann Gray to oppose HB5006, HB5276, HB5277, and HB5278. Seconded by G. Brown. Motion carried.**

Discussed HB6108 and HB5186 regarding amendments to the Crime Victim Rights Act. HB6108 proposes the following: amending the list of serious misdemeanors to add contributing to the delinquency of a minor and using the internet or a computer to make prohibited communication; providing notification to victim when felony defendant is released or transferred from a mental hospital; ordering restitution in cases resolved by deferred sentencing options; making mandatory the Act's provision allowing courts to execute a wage assignment to pay restitution; and authorizing prosecutor to investigate the amount of loss to a victim. HB5186 would extend the Crime Victim Rights Act protections to interested persons such as jurors or witnesses or others interested in defendant's status.

After discussion, the Board concluded that further research is needed on HB5186 and HB6108, and further consideration of these bills tabled until a future meeting.

Also discussed HB6116 that would require employers to give unpaid leave to crime victims to attend court proceedings.

**MOTION: Moved by L. Rogers to support the concept of HB6116. Seconded by G. Brown. Motion carried.**

Discussed S1030 which would remove the statute of limitations for a civil personal injury action where the defendant committed criminal sexual conduct against a plaintiff less than age 18 and the defendant was in a position of authority over the plaintiff.

**MOTION: Moved by M. Beth Kur to support S1030. Seconded by L. Rogers. Motion carried.**

Discussed HB6193, which would require that a prisoner who has served his or her minimum term without misconduct be paroled unless public safety would be threatened.

**MOTION: Moved by L. Rogers to oppose HB6193. Seconded by M. Beth Kur. Motion carried.**

Discussed HB5642, which adds home invasion 1 and 2 to the list of offenses exempt from the jail overcrowding statute, MCL 801.58

**MOTION: Moved by S. Mann Gray to support HB5642 with the addition of home invasion 3. Seconded by G. Brown. Motion carried.**

#### **PUBLIC COMMENT**

Becky Garland, MCADSV Board member, queried the Board's position on the critical concerns regarding HMIS.

Mary Lee Lord, Women's Resource Center of Grand Traverse, expressed gratitude for everything the board has done for their program and thanked them for touring the Traverse City facilities Monday evening.

#### **PROCESS EVALUATION**

There were no Board comments.

#### **ADJOURNMENT**

The meeting ended at 2:40 p.m.

**MOTION: Moved by L. Rogers to adjourn the meeting. Seconded by G. Brown. Motion carried.**

Respectfully submitted,  
Carri Phillips